

STATE OF COLORADO

Roy Romer, Governor
Patti Shwayder, Executive Director

Dedicated to protecting and improving the health and environment of the people of Colorado

HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION

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Colorado Department
of Public Health
and Environment

December 3, 1997

Steve Slaten and John Rampe
Department of Energy RFFO
P O Box 928
Golden, Co 80402-0928

Request for Formal Comments Decommissioning Program Plan

Dear John and Steve

We received your letter of November 24, 1997 on December 1, 1997, and therefore will not meet your requested seven day response time. In the future, should you actually wish a quick response, it would seem to make sense that you would fax the letter and discuss the immediacy of your needs with us by phone. Given that the Site attorneys have delayed the completion of this document by at least six months and that we and EPA have agreed to proceed without this document in the near term, your demand for quick response is somewhat unclear.

In part, our formal rejection of the DPP on October 6 was based on the circumvention of the consultative process agreed to in RFCA. As you know, the DPP work group had reached agreement on many of the currently contested issues; however, the document was removed from the work group process unilaterally by DOE and major modifications inserted by DOE attorneys. Since a redline copy of the document showing the unilateral changes to the work group product could not be provided, we did not feel that the effort was justified to try to correct the entire document.

As to your concern that you have not received comments on the DPP, we did provide comments at our meeting a month ago, and I had thought we both realized that these comments were similar to our comments on the Building 779 DOP. The meeting to discuss the Building 779 DOP on November 19 was productive and did address many of the common problems between the DPP and DOP. I believe your staff volunteered to write up the agreements from that meeting, but we have not seen those at this time.

When we spoke Monday, you agreed to meet and discuss this next week. Prior to that time we will provide you with comments, based on the 779 DOP agreements and our review of the entire building disposition process, not just the attorney-manufactured DPP

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Please contact me at 692-3423 if you have any questions.

Sincerely,



Steve Tarlton
RFCA Project Coordinator

cc: J Roberson, OOM, RFFO
K Klein, DMTP, RFFO
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J Legare, AMEC, RFFO
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